

From: [Sinsay, Edwin M](#)
To: [Vidales, Rene A.](#)
Subject: RE: Soitec Franchise Agreement
Date: Tuesday, June 04, 2013 9:58:41 AM
Attachments: [image001.png](#)

Rene,

Please contact Lawrence Hirsch and see if he has a Franchise Agreement that can be used. Since he is the utility coordinator he should be involved with this.

Thanks,

Ed

From: Vidales, Rene A.
Sent: Tuesday, June 04, 2013 9:10 AM
To: Sinsay, Edwin M
Subject: FW: Soitec Franchise Agreement

Ed,

The developer from the Tierra Del Sol project (3300-12-010 / 3600-12-005 / 3921-77-046-01) is looking for a template for the Franchise Agreement for undergrounding their gen-tie within public right-of-way. Per Tom Bosworth's response below there isn't one. How should they proceed?

The Draft Condition from May 2013 for the Tierra del Sol project is shown below. Project Planning is meeting with the applicant on Wednesday, June 5.

Thanks,

René A. Vidales

PE, LEED Green Assoc, ENV SP, STP, M.ASCE

Civil Engineer, Land Development

Planning and Development Services | *County of San Diego*

office: 858.694.3246

ENCROACHMENT PERMIT/FRANCHISE AGREEMENT: [PDS, LDR] [MA].

INTENT: In order to allow the placement of the 138kV generation tie line within the County right-of-way and in accordance with the [County of San Diego Public Road Standards](#), a Franchise agreement or an Encroachment permit shall be obtained.

DESCRIPTION OF REQUIREMENT: Any transmission facility within County ROW shall be undergrounded and shall meet or exceed the requirements set forth in the San Diego County Design Standards and SD Area Regional Standard Drawings M-15, M-22, 23 and to the satisfaction of [PDS, LDR]. An encroachment permit shall be obtained from Construction/Road right-of-way Permits Services Section, for the improvements to be made within the public right-of-way. A copy of the permit and evidence from the issuing agency that all requirements of the permit have been met shall be submitted to the [PDS, LDR]. **DOCUMENTATION:** The applicant shall obtain the encroachment permit and provide a copy of the permit, proof of payment, and evidence that all the requirements of the permit have been met, to the [PDS, LDR]. **TIMING:** Prior to construction of anything within the County right of way, the permit shall be obtained. **MONITORING:** The [PDS, LDR] shall review the permit for compliance with this condition and the applicable improvement plans, and implement any conditions of the permit in the County improvement plans.

From: Gungle, Ashley
Sent: Monday, June 03, 2013 2:08 PM
To: Vidales, Rene A.
Subject: FW: Soitec

Rene,

Can you please route this through your Land Development chain of command as necessary?

Please let me know if any additional comments need to be provided at this time. We are meeting with the applicant on Wednesday.

Thanks,

Ashley

From: Bosworth, Thomas L
Sent: Monday, June 03, 2013 2:03 PM
To: Waterman, Ryan R.
Cc: Smith, Allison C.; Patrick BROWN; Gungle, Ashley; Robinson, Michael
Subject: RE: Soitec

Ryan,

We don't have a current template. We need to get this routed to Planning and Development Services and Department of Public Works staff so that they can weigh in on the proposal. Ultimately, these departments will be responsible for facilitating the means by which your client may access County right-of-way. We will copy PDS and DPW staff as a means of facilitating this discussion for you.

Sincerely,
Tom Bosworth

From: Waterman, Ryan R. [<mailto:RRWATERMAN@stoel.com>]

Sent: Monday, June 03, 2013 12:18 PM
To: Bosworth, Thomas L
Cc: Smith, Allison C.; Patrick BROWN
Subject: Soitec

Tom,

We are beginning the initial stages of drafting a franchise agreement for your consideration for Soitec's Tierra del Sol generation tie-line, about a mile of which is proposed for underground placement in the County right-of-way along Tierra del Sol Road.

Do you have any ordinance templates that you would like us to start working from? We would like to start with what you would start with.

I'm cc:ing here my colleague, Allison Smith, who is working on the draft franchise agreement with me.

Best regards,

Ryan R. Waterman

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